

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Application)	Application No. C-2929
of Qwest Corporation of Denver,)	
Colorado, and NexGen Integrated)	
Communications, L.C., f/k/a New)	
Path Holdings, Inc. of Urban-)	GRANTED
dale, Iowa, seeking authority to)	
add a collocation transfer of)	
responsibility amendment to)	
their interconnection agreement.)	Entered: June 3, 2003

BY THE COMMISSION:

O P I N I O N A N D F I N D I N G S

On April 23, 2003, a joint application was filed by Qwest Corporation (Qwest) of Denver, Colorado, and NexGen Integrated Communications, L.C., f/k/a New Path Holdings, Inc. (NexGen) of Urbandale, Iowa, seeking authority to add a collocation transfer of responsibility amendment to their interconnection agreement. Notice of the application was published in The Daily Record, Omaha, Nebraska, on April 25, 2003. No protests were filed; therefore, this application is processed pursuant to the Commission's Rule of Modified Procedure.

Pursuant to Section 252(a) of the Telecommunications Act of 1996 (the Act), Qwest and NewPath Holdings entered into an interconnection agreement, which was approved by the Commission on June 6, 2000, in Application No. C-2305. Subsequently, New Path assigned the interconnection agreement to NexGen after Chapter 11 bankruptcy proceedings. In the current application, Qwest and NexGen seek to amend the original agreement by adding terms, conditions and rates for Collocation Transfer of Responsibility.

The amendment does not discriminate against any telecommunications carrier. Furthermore, the implementation of the amendment is consistent with the public interest, convenience and necessity.

Section 252(e) of the Act requires this Commission to review negotiated interconnection agreements to ensure they comply with Sections 251 and 252(d) of the Act, as well as all applicable state laws. Using those standards, the amendment filed April 23, 2003, should be approved.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the amendment to the interconnection agreement between Qwest Corporation and NexGen Integrated Communications, L.C., f/k/a New Path Holdings, Inc., be, and it is hereby, approved.

IT IS FURTHER ORDERED that the executed amendment filed herein be, and it is hereby, made the official copy on file with the Nebraska Public Service Commission.

MADE AND ENTERED at Lincoln, Nebraska, this 3rd day of June, 2003.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Executive Director